

**UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE**

MARIE L. SMITH,)	
)	
Plaintiff,)	Case No. 1:23-cv-00621-CFC
)	
vs.)	
)	
CITIBANK, NA,)	
)	
Defendant.)	

**DEFENDANT’S
MOTION TO DISMISS COMPLAINT**

Pursuant to Federal Rule of Civil Procedure 12(b)(6), Defendant Citibank, NA (“Citibank”), by and through its undersigned counsel, respectfully moves this Court for an order dismissing the Complaint with prejudice for failure to state a claim upon which relief may be granted. The grounds for this Motion are fully set forth in Citibank’s Opening Brief, filed contemporaneously herewith.

Dated: July 10, 2023

OF COUNSEL

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Respectfully Submitted,

/s/ R. Michael Lindsey

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